



News Release

Arizona Department of Public Safety

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FOR IMMEDIATE RELEASE

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Arizona Department of Public Safety New Legislation Regarding Sex Offender Compliance

The Department of Public Safety wants to promote awareness to the public, and the registered sex offender population, on recent changes to the laws of sex offender registration in the State of Arizona. These changes are listed below and will become **effective on September 21, 2006**.

SENATE BILL 1229 - Amending Sections 13-3821 and 13-3822 relating to the registration of **transient** sex offenders.

The modification reads:

"If the person does not have an address or a permanent place of residence, the person shall provide a description and physical location of any temporary residence AND SHALL REGISTER AS A TRANSIENT NOT LESS THAN EVERY NINETY DAYS WITH THE SHERIFF IN WHOSE JURISDICTION THE TRANSIENT IS PHYSICALLY PRESENT."

Failure to comply is a Class 4 Felony.

Under the old law, an offender was only required to update his registration upon moving from the registered address (within 72 hrs in the same county and within 10 days to register in another county).

SENATE BILL 1230 – Amending Sections 13-3821, 13-3822 and 13-3824 relating to sex offender registration.

The modification reads:

"At the time of registering, the person shall sign OR AFFIX AN ELECTRONIC FINGERPRINT TO a statement giving such information as required by the Director of the Department of Public Safety."

This is referring to the sex offender registration form completed at the sheriff's office by the offender.

The next modification reads:

"THE MOTOR VEHICLE DIVISION SHALL PROVIDE DAILY ADDRESS UPDATES FOR PERSONS REQUIRED TO REGISTER PURSUANT TO THIS SECTION TO THE DEPARTMENT OF PUBLIC SAFETY".

This means that on a daily basis, the Motor Vehicle Division will report to the DPS Sex Offender Compliance Unit any registered offenders that obtain, renew or update an address on their one-

year credential (driver's license or identification card).

Also included in this amendment, a violation of section 13-3821.I (obtaining a one-year driver's license or identification card) is now a **Class 6 Felony**. Previously it was a Class 1 Misdemeanor.

The next modification reads:

AT THE TIME OF REGISTERING, THE SHERIFF SHALL SECURE A SUFFICIENT SAMPLE OF BLOOD OR OTHER BODILY SUBSTANCES FOR DEOXYRIBONUCLEIC ACID TESTING AND EXTRACTION FROM A PERSON WHO HAS BEEN CONVICTED OF AN OFFENSE COMMITTED IN ANOTHER JURISDICTION THAT IF COMMITTED IN THIS STATE WOULD BE A VIOLATION OR ATTEMPTED VIOLATION OF ANY OF THE OFFENSES LISTED IN SUBSECTION A OF THIS SECTION OR AN OFFENSE THAT WAS IN EFFECT BEFORE SEPTEMBER 1, 1978, AND THAT, IF COMMITTED ON OR AFTER SEPTEMBER 1, 1978, HAS THE SAME ELEMENTS OF AN OFFENSE LISTED IN SUBSECTION A OF THIS SECTION OR WHO IS REQUIRED TO REGISTER BY THE CONVICTING JURISDICTION. THE SHERIFF SHALL TRANSMIT THE SAMPLE TO THE DEPARTMENT OF PUBLIC SAFETY.

This pertains to offenders that have been convicted in another jurisdiction (i.e. out of state, military, tribal convictions, etc.). These offenders would need to have a DNA sample taken by the sheriff's office at the time of registration.

SENATE BILL 1372 – Amending Section 13-902 relating to electronic monitoring.

The modification reads:

“BEGINNING NOVEMBER 1, 2006, AFTER CONVICTION OF A DANGEROUS CRIME AGAINST CHILDREN AS DEFINED IN SECTION 13-604.01, IF A TERM OF PROBATION IS IMPOSED, THE COURT SHALL REQUIRE GLOBAL POSITION SYSTEM MONITORING FOR THE DURATION OF THE TERM OF PROBATION.”

A person who commits interference, or assists any person in interference with the monitoring devices, is in violation of a **Class 4 Felony**.

As indicated above, this is effective on November 1, 2006.